

05-31-01  
**CONTINUED PROSECUTION PATENT  
APPLICATION TRANSMITTAL**

(for Continued Prosecution Applications  
under 37 C.F.R. §1.53(d))

Attorney Docket No. 71419

First Named Inventor: Bedford et al.  
Total Pages:



#11  
6/5/01  
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**REQUEST FOR CONTINUED PROSECUTION APPLICATION (CPA)  
UNDER 37 C.F.R. §1.53(d)**

JUN 04 2001

TECH CENTER 1600/290

Box CPA  
Commissioner of Patents and Trademarks  
ATTENTION: Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

This is a request for filing a  
Continued Prosecution Application  
(CPA) under 37 C.F.R. §1.53(d)  
which is a:

- (X) Continuation application,  
( ) Divisional application,

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
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) "Express Mail" Mailing Label Number  
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) EL 667 460 464 US  
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) Date of Deposit May 30, 2001  
) I hereby certify that this paper or fee is being  
) deposited with the United States Postal Service  
) "Express Mail Post Office to Addressee" Service  
) under 37 CFR §1.10 on the date indicated above and  
) is addressed to the Commissioner of Patents and  
) Trademarks, Washington, D.C. 20231.  
)  
) Dominic Veselli  
) (Typed or printed name of person mailing)  
)  
) Dominic Veselli  
) (Signature of person mailing)

of pending prior nonprovisional application number 09/487,383, filed on  
January 18, 2000, entitled Use of an Enzyme for the Manufacture  
(Date)  
of an Agent for Controlling Bacterial Infections

by the following named inventor(s) identified by full name, citizenship,  
residence and post office address, which are the same or fewer than all of  
the inventors named in the prior nonprovisional application (as of today's  
date):

- |  |  |
|--|--|
| 1. Michael R. Bedford<br>c/o Finnfeeds Internat'l Ltd.<br>P.O. Box 777, Marlborough<br>Wiltshire, SN8 1XN<br>Great Britain | 2. Fresie Fernandez<br>c/o Finnfeeds Internat'l Ltd.<br>P.O. Box 777, Marlborough<br>Wiltshire, SN8 1XN<br>Great Britain |
|--|--|

06/01/2001 HMOHAMM1 00000016 09487383

01 FC:131	710.00 OP
02 FC:103	180.00 OP
03 FC:104	270.00 OP

The above-identified prior nonprovisional application, in which no payment  
of the issue fee, abandonment of, or termination of proceedings, has  
occurred, is hereby expressly abandoned as of the filing date of this

request for a continued prosecution application. Please use the file jacket and all the contents of the prior nonprovisional application, including the specification, drawings, and the oath or declaration, as the basic papers for the new continued prosecution application. (Note: 37 C.F.R. §1.53(b) may be used for applications where the prior application is not to be abandoned.)

1. ( ) Because this continued prosecution application is filed by fewer than all of the inventors named in the prior nonprovisional application, please delete from this application the following inventor(s) named in the prior nonprovisional application:  
  
\_\_\_\_\_.

2. (X) Priority of application number GB/9715214.4 filed on 18 July 1997 in Great Britain is claimed under 35 U.S.C. §119.

(X) The certified copy of the priority document has been filed in prior application number 09/487,383, filed January 8, 2000.

( ) A certified copy of the priority document is enclosed.

3. ( ) An Information Disclosure Statement is enclosed.

( ) A Form PTO-1449 is enclosed.

( ) \_\_\_\_\_ References (copies) listed on the Form PTO-1449 are enclosed.

4. (X) A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

5. (X) A Return Receipt Postcard is enclosed (MPEP §503).

6. ( ) Small Entity Status (37 C.F.R. §1.28(a)(2)):

( ) A statement of status as small entity is enclosed.

( ) A statement of status as small entity was filed in the prior, nonprovisional application, and small entity status is still proper and desired in this new nonprovisional application.

( ) Status as a small entity is no longer claimed.

7. ( ) Enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. §1.116, but unentered, in the prior nonprovisional application.

- (X) A preliminary amendment to the prior nonprovisional application (as it existed prior to the filing of this new application) requesting new changes to the prior nonprovisional application is enclosed, and does not introduce new matter into the prior or new application.

9. (X) The filing fee is calculated below:

Fee Calculation under 37 C.F.R. §1.16 For Claims Existing in the Prior Nonprovisional Application, As Amended at 7 and 8 Hereinabove		
(X) Basic Utility Fee	\$710.00	\$ <u>710.00</u>
• (X) Independent Claims <u>3</u> - 3 = <u>0</u> x \$ 80.00 =		\$ <u>0</u>
• (X) Total Claims <u>30</u> - 20 = <u>10</u> x \$ 18.00 =		\$ <u>180.00</u>
• (X) Fee for Multiply Dependent Claims	\$270.00	\$ <u>270.00</u>
or		
( ) Basic Design Fee	\$ 320.00	\$ _____
Total of above Calculations		\$ <u>1,160.00</u>
Reduction by 50% for Filing by Small Entity		\$ _____
Total		\$ <u>1,160.00</u>

10. (X) The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number 06-1135. A duplicate copy of this request is enclosed.
11. (X) A check in the amount of \$ 1,160.00 is enclosed.
12. (X) The prior nonprovisional application is assigned of record to Finnfeeds International Ltd.
13. (X) The power of attorney in the prior nonprovisional application is to:  
(X) Timothy E. Levstik, Reg. No. 30,192,  
FITCH, EVEN, TABIN, & FLANNERY  
Suite 1600  
120 South LaSalle Street  
Chicago, Illinois 60603-3406  
and other members of the firm.  
( ) Customer Number 22242.
14. ( ) A new power of attorney or authorization of agent is enclosed.
15. (X) Also enclosed: One month Extension of Time w/\$110.00 check.

16. (X) Address all future communications to Customer Number 22242.



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It is understood that confidentiality by the applicants under 35 U.S.C. §122 is hereby waived to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. §1.14 to access to, copies of, or information concerning either the prior nonprovisional application, or any continuing application filed under 37 C.F.R. §1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.

May 30, 2001

(Date)

James P. Krueger

Registration No. 35,234

(X) Attorney or agent of record

( ) Inventor(s)

( ) Assignee

( ) Filed under §1.34(a)

FITCH, EVEN, TABIN & FLANNERY  
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Chicago, Illinois 60603-3406  
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Facsimile: (312) 577-7007